

# SENATE BILL 789

R2, L6

2lr2581

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By: **Senator Robey**

Introduced and read first time: February 3, 2012

Assigned to: Finance

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## A BILL ENTITLED

1 AN ACT concerning

2 **Transportation – State Determination of Paratransit Service**  
3 **Eligibility – Acceptance by Local Governments**

4 FOR the purpose of requiring a county or local government agency to consider an  
5 individual eligible for certain paratransit service on receipt of notification from  
6 the Maryland Department of Transportation that the individual has been  
7 certified by the Department as having satisfied the standards established for  
8 eligibility under the federal Americans with Disabilities Act for certain  
9 paratransit service; defining a certain term; and generally relating to eligibility  
10 for paratransit service.

11 BY repealing and reenacting, with amendments,  
12 Article – Transportation  
13 Section 2–103.5  
14 Annotated Code of Maryland  
15 (2008 Replacement Volume and 2011 Supplement)

16 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
17 MARYLAND, That the Laws of Maryland read as follows:

18 **Article – Transportation**

19 2–103.5.

20 (a) Subject to the appropriation requirements and budgetary provisions of §  
21 3–216 of this article and upon receipt of an approval of a grant application in the form  
22 or detail that the Secretary reasonably requires, the Department shall provide annual  
23 grants for paratransit service provided by county or local governments, that is  
24 complementary to fixed route service as required under the federal Americans with  
25 Disabilities Act.

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (b) The amount of the grants:

2 (1) Shall be determined in accordance with multiyear paratransit  
3 plans approved by the Department or the Federal Transit Administration; and

4 (2) May not exceed a total of \$4 million statewide in any fiscal year.

5 (c) (1) **IN THIS SUBSECTION, "CERTIFIED INDIVIDUAL" MEANS AN**  
6 **INDIVIDUAL DETERMINED BY THE DEPARTMENT TO BE ELIGIBLE FOR**  
7 **PARATRANSIT SERVICE IN ACCORDANCE WITH STANDARDS ESTABLISHED**  
8 **UNDER THE FEDERAL AMERICANS WITH DISABILITIES ACT.**

9 (2) **ON RECEIPT OF NOTIFICATION FROM THE DEPARTMENT**  
10 **THAT AN INDIVIDUAL IS A CERTIFIED INDIVIDUAL FOR PURPOSES OF**  
11 **PARATRANSIT SERVICE PROVIDED BY THE DEPARTMENT, A COUNTY OR**  
12 **ANOTHER LOCAL GOVERNMENT THAT PROVIDES PARATRANSIT SERVICE THAT**  
13 **IS COMPLEMENTARY TO BUS OR RAIL FIXED ROUTE SERVICE SHALL CONSIDER**  
14 **THE INDIVIDUAL TO BE ELIGIBLE FOR THE PARATRANSIT SERVICE PROVIDED**  
15 **BY THE COUNTY OR LOCAL GOVERNMENT.**

16 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
17 October 1, 2012.